

Labor's prior decision. Accordingly, the application is denied.

Signed at Washington, DC, this 10th day of February, 1995.

**Victor J. Trunzo,**

*Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.*

[FR Doc. 95-4019 Filed 2-16-95; 8:45 am]

BILLING CODE 4510-30-M

[TA-W-30,483]

**EFR Corporation, Everett, Washington; Notice of Negative Determination Regarding Application for Reconsideration**

By an application dated January 9, 1995, a former company official requested administrative reconsideration of the subject petition for trade adjustment assistance, TAA. The denial notice was issued on December 22, 1994 and published in the **Federal Register** on January 20, 1995 (60 FR 4194).

Pursuant to 29 CFR 90.18(c) reconsideration may be granted under the following circumstances:

- (1) If it appears on the basis of facts not previously considered that the determination complained of was erroneous;
- (2) If it appears that the determination complained of was based on a mistake in the determination of facts not previously considered; or
- (3) If in the opinion of the Certifying Officer, a misinterpretation of facts or of the law justified reconsideration of the decision.

Investigation findings show that the workers produced logs.

In 1994 EFR went into a partnership with Crown Pacific to clear a parcel of land. EFR owned the timber once the logs were cut. EFR sold the logs to one customer. The partnership was dissolved in November 1994.

The Department's denial was based on the fact that the "contributed importantly" test of the worker group eligibility requirements of the Trade Act was not met. The "contributed importantly" test is generally demonstrated through a survey of the subject firm's major declining customers. The Department's survey found that the respondents did not import logs or limber in the period relevant to the petition.

Further, foreign competition, in itself, would not form a basis for a worker group certification. The worker group requirements necessary for certification are (1) a significant decrease in

employment; (2) an absolute decline in sales or production and (3) increased imports of articles that are like or directly competitive with those produced by the subject firm and which contributed importantly to declines in sales or production and employment. The "contributed importantly" test in this case was not met.

The workers were denied under a NAFTA petition, (NAFTA 274).

**Conclusion**

After review of the application and investigative findings, I conclude that there has been no error or misinterpretation of the law or of the facts which would justify reconsideration of the Department of Labor's prior decision. Accordingly, the application is denied.

Signed at Washington, D.C., this 10th day of February 1995.

**Victor J. Trunzo,**

*Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.*

[FR Doc. 95-4018 Filed 2-16-95; 8:45 am]

BILLING CODE 4510-30-M

**DEPARTMENT OF LABOR**

**Employment and Training Administration**

[TA-W-30, 579]

**McCord Winn Textron, Winchester, MA; Certification Regarding Eligibility To Apply for Worker Adjustment Assistance**

In accordance with Section 223 of the Trade Act of 1974 (19 USC 2273) as amended by the Omnibus Trade and Competitiveness Act of 1988 (P. L. 100-418), the Department of Labor herein presents the results of an investigation regarding certification of eligibility to apply for worker adjustment assistance.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance each of the group eligibility requirements of Section 222 of the Act must be met. It is determined in this case that all of the requirements have been met.

The investigation was initiated in response to a petition received on December 19, 1994, and filed by a company official and the International Union of Electrical Workers, Local 277, on behalf of workers at McCord Winn Textron, Winchester, Massachusetts. The workers produce automobile fuel pump armatures.

The Department of Labor surveyed the principal customer of the subject firm regarding its purchases of fuel pump armatures in 1992-1993 and January to November, 1993-1994. The survey revealed that the customer is sourcing a large portion of the armatures formerly purchased from the subject firm with armatures produced abroad.

**Conclusion**

After careful review of the facts obtained in the investigation, I conclude that increases of imports of articles like or directly competitive with automobile fuel pump armatures produced at McCord Winn Textron, Winchester, Massachusetts, contributed importantly to the decline in sales or production and to the total or partial separation of workers of that firm. In accordance with the provisions of the Act, I make the following certification:

"All workers of McCord Winn Textron, Winchester, Massachusetts, engaged in employment related to the production of automobile fuel pump armatures who became totally or partially separated from employment on or after December 8, 1993, through two years from the date of certification are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

Signed in Washington, D.C. this 31st day of January, 1995.

**Victor J. Trunzo,**

*Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.*

[FR Doc. 95-4026 Filed 2-16-95; 8:45 am]

BILLING CODE 4510-30-M

[TA-W-30,186]

**Owens-Illinois a/k/a Owens Brockway Glass Containers Waco, TX; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance**

In accordance with Section 223 of the Trade Act of 1974 (19 USC 2273) the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on November 1, 1994, applicable to all workers of Owens-Illinois in Waco, Texas. The certification notice was published in the **Federal Register** on November 16, 1994 (59 FR 59253).

At the request of the State Agency, the Department reviewed the certification for workers of the subject firm. The investigation findings show that the

claimants' wages for Owens-Illinois, Waco, Texas are being reported under Owens Brockway Glass Containers, Waco, Texas.

Accordingly, the Department is amending the certification to properly reflect the correct worker group.

The intent of the Department's certification is to include all workers of Owens Brockway Glass Containers, in Waco, Texas, a division of Owens-Illinois irrespective to which account their unemployment insurance (UI) taxes are paid.

The amended notice applicable to TA-W-30,186 is hereby issued as follows:

"All workers of Owens-Illinois, a/k/a Owens Brockway Glass Containers, Waco, Texas engaged in employment related to the production of glass containers who became totally or partially separated from employment on or after July 24, 1993 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

Signed at Washington, DC, this 10th day of February, 1995.

**Victor J. Trunzo,**

*Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.*

[FR Doc. 95-4023 Filed 2-16-95; 8:45 am]

BILLING CODE 4510-30-M

## Employment and Training Administration

[TA-W-30, 361]

### Wailuku Agribusiness Company, Inc. Pineapple Division, Wailuku, HI; Notice of Affirmative Determination Regarding Application for Reconsideration

On December 23, 1994, Local #142 of the International Longshoremen's & Warehousemen's Union (ILWU) and the company requested administrative reconsideration of the Department of Labor's Notice of Negative Determination Regarding Eligibility to Apply for Worker Adjustment Assistance for workers at the subject firm. The Department's Negative Determination was issued on November 22, 1994 and published in the **Federal Register** on December 16, 1994 (59 FR 65076).

A review of the findings shows that Wailuku was impacted by imports since its sole customer was certified for TAA (TA-W-30,229).

### Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the Department of

Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 10th day of February 1995.

**Victor J. Trunzo,**

*Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.*

[FR Doc. 95-4017 Filed 2-16-95; 8:45 am]

BILLING CODE 4510-30-M

[TA-W-30,177 Waterville, ME, TA-W-30,177A Ciales, PR]

### Warnaco Men's Apparel Division; Amended Certification Regarding Eligibility to Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974 (19 USC 2273) the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on September 7, 1994, applicable to all workers of the Warnaco Men's Apparel Division in Waterville, Maine. The certification notice was published in the **Federal Register** on October 4, 1994 (59 FR 50625).

The Department, at the request of the Amalgamated Clothing and Textile Workers Union (ACTWU), reviewed the certification for workers of the subject firm located in Waterville, Maine.

New findings show that production at the Hawthorn Shirt plant of Warnaco Men's Apparel Division in Ciales, Puerto Rico is integrated with that of the Waterville, Maine plant. Substantial worker separations occurred in Ciales, Puerto Rico in 1994 resulting from a reduced demand from the Waterville plant.

Accordingly, the Department is amending the certification to include the workers of the Ciales, Puerto Rico plant.

The amended notice applicable to TA-W-30,177 is hereby issued as follows:

"All workers of Warnaco Men's Apparel Division in Waterville, Maine and Ciales, Puerto Rico who became totally or partially separated from employment on or after July 25, 1993, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

Signed at Washington, D.C., this 10th day of February 1995.

**Victor J. Trunzo,**

*Program Director, Policy and Reemployment Services, Office of Trade Adjustment Assistance.*

[FR Doc. 95-4022 Filed 2-16-95; 8:45 am]

BILLING CODE 4510-30-M

### Footwear Management Company; Amended Certification Regarding Eligibility to Apply for NAFTA Transitional Adjustment Assistance

In the matter of TA-W-30,545 Nocona Boot Company, Nocona, TX; TA-W-30,545A Tony Lama Division, El Paso, TX; TA-W-30,545B Justin Boot Company, Fort Worth, TX; TA-W-30,545C Justin Boot Company, Cassville, MO; TA-W-30,545D Justin Boot Company, Sarcoxie, MO; TA-W-30,545E Justin Boot Company, Carthage, MO.

In accordance with Section 223 of the Trade Act of 1974 (19 U.S.C. 2273), the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on January 26, 1995, applicable to all workers of the Nocona Boot Company, Nocona, Texas who were engaged in employment related to the production of leather boots.

At the request of the State Agency, the Department reviewed the certification for workers of the subject firm. New investigation findings show the Footwear Management Company is the parent company of the Nocona Boot Company; Tony Lama Division, and the Justin Boot Company and that the production is integrated among the firms. These divisions were certified under NAFTA-TAA (NAFTA-00252 A-E) on November 14, 1994, amended on December 21, 1994 and on February 6, 1995.

The Department is also amending the original certification (TA-W-30,545) to correct the name and location of the Nocona Boot Company, Nocona, Texas from Nacona Boot Company, Nacona, Texas.

The amended notice applicable to TA-W-30,545 is hereby issued as follows:

"All workers of Footwear Management Company in the following divisions: Tony Lama Division, El Paso, Texas; Justin Boot Company, Fort Worth, Texas; Cassville, Missouri; Sarcoxie, Missouri; and Carthage, Missouri and the Nocona Boot Company in Nocona, Texas who became totally or partially separated from employment on or after November 29, 1993 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

Signed in Washington, DC., this 9th day of February, 1995.

**Victor J. Trunzo,**

*Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.*

[FR Doc. 95-4024 Filed 2-16-95; 8:45 am]

BILLING CODE 4510-30-M